

ENTERED

July 31, 2019

David J. Bradley, Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

WILLIAM FERGUSON, §
§
Plaintiff, §
VS. § CIVIL NO. 2:17-CV-308
§
GUDLAUG FONDAHN PETERSON, *et* §
al, §
§
Defendants. §

ORDER

The Court is in receipt of Defendant Gudlaug Fondahn Peterson’s (“Peterson”) Motion for Summary Judgment, Dkt. No. 22; Plaintiff William Ferguson’s (“Ferguson”) Brief in Opposition to Defendants’ Summary Judgment Motion, Dkt. No. 24; and the Magistrate Judge’s Memorandum and Recommendation (“M&R”), Dkt. No. 26. The deadline to file objections to the M&R has passed, and no objections have been filed. FED. R. CIV. P. 72(b) (setting 14-day deadline).

After independently reviewing the record and applicable law, the Court **GRANTS** the M&R, Dkt. No. 26. Accordingly, the Court **GRANTS** Defendant’s motion for summary judgment, Dkt. No. 22, and **DISMISSES** the above-captioned case. The Court directs Ferguson to the footnote on page 9 of the M&R which reads as follows: **If Plaintiff continues to be denied new dentures, he may be able to prevail in his deliberate indifference lawsuit after exhausting his administrative remedies. Plaintiff can name the medical/dental personnel responsible for denying him dentures, and/or Plaintiff may name a John**

Doe Defendant who has the authority to grant him the relief he seeks.

Final Judgment will be entered separately.

SIGNED this 31st day of July 2019.



Hilda Tagle
Senior United States District Judge